

United States District Court
Southern District of Ohio

JUDGMENT IN A CIVIL CASE

Margaret C. Dipenti, et al.,

Plaintiffs,

v.

Case Number: 2:07-cv-1220

Judge Smith

Magistrate Judge Kemp

Nationwide Benefits Administrative Committee,

Defendants.

- ☐ **Jury Verdict.** This action came before the Court for a trial by jury. The issues have been tried and the jury has rendered its verdict.
- ☐ **Decision by Court.** This action came to trial or hearing before the Court. The issues have been tried or heard and a decision has been rendered.
- ☒ **Decision by Court.** This action was decided by the Court without a trial or hearing.

IT IS ORDERED AND ADJUDGED

Pursuant to and Order dated March 18, 2009, the Court **DENIES** Plaintiffs' Motion for Summary Judgment, **GRANTS** Defendant's Motion for Judgment on the Administrative Record and **GRANTS** Defendant's Motion to Strike the Affidavit of Margaret DiPenti.

March 18, 2009
Date

s/JAMES BONINI
Clerk

s/Lisa V. Wright
(By) Deputy Clerk